



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029



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10/10/2000

LOWER DARBY CREEK AREA SUPERFUND SITE

CONFIDENTIAL SOURCE

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ORIGINAL

INTERVIEW SUMMARY
Task Order 0001 Site 2
Lower Darby Creek Area Site

[REDACTED]

Prepared for:

U.S. Environmental Protection Agency
Region 3
Enforcement Support Services
Hazardous Site Cleanup Division
1650 Arch Street
Philadelphia, PA 19103

Prepared by:

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Work Assignment Number:	Task Order 0001 Site 2
Date Submitted:	October 20, 2005
Contract Number:	EP-S3-04-01
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Interviewer:	Michael McCloskey
	Tri-State Enterprise

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Name: [REDACTED] ("WITNESS")

C/O [REDACTED]

Affiliation: Former Owner of [REDACTED] Refuse

Telephone: [REDACTED]

Type of Interview: In-Person

Date of Interview: October 18, 2005

On October 18, 2005, the WITNESS was interviewed at his place of business by Michael McCloskey, Senior Investigator, of Tri-State Enterprise. The WITNESS was interviewed as part of the Potentially Responsible Party search currently being conducted under Task 0001 Site 2 involving the Lower Darby Creek Area Site, Delaware County, Pennsylvania (the "Site.") The WITNESS was provided with a copy of the letter of introduction, advised of the nature of the questions to be asked and that the interview was voluntary. The WITNESS stated that he is not represented by an attorney in this matter and does not want an attorney. No other persons were present during this interview, and the interview was not tape-recorded.

During the course of this interview, the WITNESS responded to questions based on guidelines provided by the United States Environmental Protection Agency for former owner/operators.

The WITNESS was shown an aerial photograph of the Site. This aerial photograph was used as a reference throughout the interview. The aerial photograph used during this interview will be forwarded under separate cover.

The WITNESS was asked to explain his association with the Folcroft Landfill and the Clearview Landfill. The Clearview Landfill was also known as Heller's Dump.

The WITNESS stated that he and two brothers, [REDACTED] and [REDACTED] who owned and operated a trash company known as [REDACTED] Refuse. The WITNESS stated that his two brothers are fifteen years older than him, and that [REDACTED] started the business in the early 1960s. The WITNESS stated that [REDACTED] Refuse was operated out of [REDACTED] Philadelphia, Pennsylvania 19124.

The WITNESS stated that [REDACTED] operated approximately 10 rear-end loader trucks.

The WITNESS stated that he started with [REDACTED] as a rear-end loader trash truck driver in the late 1960s.

The WITNESS was asked if he ever disposed of waste at the Clearview Landfill. The WITNESS stated that he went to the Clearview Landfill on a few occasions, but he did not

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dispose of the waste he was transporting because of the filthy conditions at the landfill, and his fear that the conditions would harm the trash truck.

The WITNESS explained that Clearview Landfill received incinerator ash from the City of Philadelphia incinerators, and that the filth from the ash could damage the truck engine. The WITNESS stated that he did not dispose of waste at the Clearview Landfill because of these conditions.

When asked if he had observed the City of Philadelphia dispose of the ash waste at Clearview, the WITNESS stated "yes." The WITNESS stated that the few times he went to Clearview, he observed City of Philadelphia trash trucks dumping waste at Clearview. The WITNESS indicated that this waste included ash. The WITNESS stated that in the late 1960s and early 1970s, the City of Philadelphia operated approximately seven incinerators and that ash from all of these incinerators was transported to the Clearview Landfill. When asked how he knew all of the ash went to Clearview, the WITNESS stated that he recalls reading articles in the newspaper about the contract that the City of Philadelphia had with Clearview to dispose of this waste.

When asked the names of any other waste disposal companies that he observed disposing of waste at the Clearview Landfill, the WITNESS provided the following:

- Eastern Industrial
- Adams Trash Company: the WITNESS stated that Adams is now Gold Metal Refuse and is located in the area of 61st Street in Philadelphia.

When asked if he disposed of waste at the Folcroft Landfill, the WITNESS stated "yes." The WITNESS explained that since [REDACTED] was located in the northeast Philadelphia area, most of their clients were in this area, and the waste was transported to landfills in the northeast part of Philadelphia. The WITNESS explained that [REDACTED] had one customer in the southern part of Philadelphia, and this waste was transported to the Folcroft Landfill. The WITNESS provided the following information about this company:

- Defense Personnel Support Center. The WITNESS stated that the support center was located at 30th and Johnson Street in Philadelphia and had 40 3-cubic yard containers that were picked up at this location and transported to the Folcroft Landfill on a daily basis. The WITNESS was unable to describe the types of waste.

The WITNESS stated that he does not recall transporting any other waste to the Folcroft Landfill.

When asked if he observed other waste transport companies dispose of waste at the Folcroft Landfill, the WITNESS stated "yes" and provided the following:

- Eastern Industrial
- Adams Refuse
- McCloskey Excavating

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- Tri-County Waste

The WITNESS stated that there were many more transporters who disposed of waste at Folcroft; however, he was unable to recall any further names.

When asked if he ever observed any liquid or drum waste at the Folcroft Landfill, the WITNESS stated that he observed 55-gallon steel drums numerous times laying in the fill areas. The WITNESS stated that he also recalls Tri-County Hauling bury a closed 30-cubic yard container at the Folcroft Landfill. The WITNESS stated that he does not know what was in the container. The WITNESS explained that a container of that size was expensive, and this particular container did not appear to be damaged.

When asked the names of individuals who may have knowledge of disposal activities at the Folcroft or Clearview Landfills, the WITNESS provided the following:

- Ed Quinlan: The WITNESS stated that Quinlan is the son-in-law of Bernie McNickle. The WITNESS stated that Quinlan sold equipment to all of the refuse transporters in the area and would know a great deal about individual companies' activities. This equipment included waste containers.
- Al Hawthorn: The WITNESS stated that Al Hawthorn was close friends with John Moor, Marvin Jonas, and Rex Ragsdale. The WITNESS stated that all four of these individuals would have knowledge of waste disposal activities at the Clearview and Folcroft Landfills. The WITNESS did not want to elaborate.

"I declare under penalty of perjury that the foregoing is true and correct."

Executed on _____
(Date)

Signed _____
(Name)